

**UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF NEW JERSEY**

**IN RE: JOHNSON & JOHNSON
TALCUM POWDER PRODUCTS
MARKETING, SALES PRACTICES,
AND PRODUCTS LIABILITY
LITIGATION**

Jeannine Mahoney-Sexton,

Plaintiff,

v.

Johnson & Johnson, et al.,

Defendants.

MDL NO. 2738 (FLW) (LHG)

Civil Action No.: 3:18-cv-00278-
FLW-LHG

**UNOPPOSED MOTION TO
AMEND SHORT FORM
COMPLAINT AND FOR
LEAVE TO FILE AMENDED
SHORT FORM COMPLAINT**

Pursuant to Federal Rules of Civil Procedure, Rule 15, Plaintiff moves this Court for leave to amend her Complaint in the above captioned action and, in support, states as follows:

1. A party may amend her pleading by leave of court, and “[t]he court shall freely give leave when justice so requires.” Fed. R. Civ. P. 15(a).

2. A party may amend the pleadings as may be necessary and “at any time” “to conform them to the evidence and to raise an unpleaded issue.” Fed. R. Civ. P. 15(b).

3. Plaintiff requests leave to amend the pleadings to conform them to the evidence and raise an unpleaded issue.

4. Specifically, Plaintiff requests leave to amend her complaint to include claims for recovery of economic damages.

5. This case is one of 1000 recently randomly selected for inclusion in the Court's bellwether discovery process. As discovery has not yet begun, there is no prejudice in the allowance of this amendment.

6. The proposed Amended Short Form Complaint is attached as Exhibit A.

7. Plaintiff has communicated with Defendant Johnson & Johnson seeking its assent to this motion. Defendant does not oppose this motion.

Respectfully submitted,

/s/James D. Gotz_____

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Dated: June 26, 2020

CERTIFICATE OF SERVICE

I certify that on June 26, 2020 the foregoing was filed electronically and notice of the filing accordingly will be sent to all required parties by operation of the Court.

/s/James D. Gotz
James D. Gotz, Esq.